

LIBER 11995 PC 110
OVERHEAD EASEMENT (RIGHT OF WAY) NO. O-1267

On 10 June, 1991, for the consideration of system betterment, Grantor grants to Grantee a permanent overhead easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:

Thomas F. Middleton and Kathryn R. Middleton, husband and wife, 641 Hurd, Ortonville, Michigan 48462

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
Michigan Bell Telephone Company, a Michigan corporation, 444 Michigan Avenue, Detroit, Michigan 48226
Concord Tele-Communications, 21 S. Washington, Oxford, MI 48051

"Grantor's Land" is in Township of Brandon, Oakland County, Michigan described as:
Part of NW 1/4 Sec. 12, T5N, R9E, beg at pt dist S 00° 34'40" E 330 ft from NW sec cor, th S 00° 34'40" E 330 ft, th N 89° 25'20" E 330 ft, th S 00° 34'40" E 330 ft, th S 89° 25'20" W 330 ft, th S 00° 34'40" E 330 ft, th N 89° 25'20" E 2311.77 ft, th N 00° 20'29" W 1320 ft, th S 89° 25'20" W 1987.22 ft, th S 00° 34'40" E 330 ft, to S 89° 25'20" W 330 ft, to beg 65.14 acres.
Sidwell No: 03-12-100-005

009 + 012

The "Right of Way Area" is a part of Grantor's Land described as:

As shown on Detroit Edison Company drawing O-1267 date 5/6/91 which is attached hereto and made a part hereof. The right of way is ten (10) feet in width.

1. **Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain overhead utility line facilities consisting of poles, guys, anchors, wires, cables, transformers and accessories.
2. **Access:** Grantee has the right of access to and from the Right of Way Area.
3. **Buildings or other Permanent Structures:** No buildings or other permanent structures shall be placed in the Right of Way Area without Grantee's prior written consent.
4. **Trees, Bushes, Branches or Roots:** Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches or roots in the Right of Way Area (or that could grow into the Right of Way Area) that Grantee believes could interfere with the safe and reliable construction, operation and maintenance of Grantee's facilities.
5. **Restoration:** If Grantee's employees, contractors, vehicles or equipment damage Grantor's Land while entering Grantor's Land for the purposes stated in this Right of Way, then Grantee shall restore Grantor's Land as nearly as can be to its original condition.
6. **Successors:** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licensees and assigns.

Witnesses:

Shirley D. Conner
SHIRLEY D CONNER

Marie C. Lepper
MARIE C LEPPER

Grantor:

Thomas F. Middleton
Thomas F. Middleton

Kathryn R. Middleton
Kathryn R. Middleton, HUSBAND & WIFE

Acknowledged before me in Oakland County, Michigan, on June 10, 19 91

by Thomas F. Middleton and Kathryn R. Middleton, husband and wife.

Loretta L. Hallead
Notary's Signature

LORETTA L. HALLEAD
Notary Public, Oakland County, Mi
My Comm. Expires Feb. 6, 1993

#36 REG/DEEDS PAID
0001 JUL.31.91 10:39AM
1096 MISC 9.00

#36 REG/DEEDS PAID
0001 JUL.31.91 10:39AM
1096 RMT FEE 2.00

9.00
2.00 RMT

Prepared by and Return to:

Annie P. Grimmert, 30400 Telegraph Rd., Suite 277, Birmingham, MI 48010

RECORDED RIGHT OF WAY NO. 41861

O.K. - LM

Holding

PLEASE SECURE RIGHT OF WAY AS FOLLOWS:

DATE MAY 8, 1991

LOCATION 752 HURD RD

APPLICATION NO. R/W # 01267

DEPT. ORDER NO. A-52674

CITY OR VILLAGE _____

O. F. W. NO. _____

TOWNSHIP BRANDON COUNTY OAKLAND

BUDGET ITEM NO. 1MHOA-MAT

DATE BY WHICH RIGHT OF WAY IS WANTED _____

INQUIRY NO. _____

THIS R/W IS 100 % OF TOTAL PROJECT NO. _____ ACCUM. _____ %

JOINT RIGHT OF WAY REQUIRED YES NO

NOTE: Identify on print or sketch the subdivisions as to section location and liber and page. MEMO # 05319 MBT & CATV

KIND AND DESCRIPTION OF RIGHT OF WAY REQUESTED EXTENSION OF OVERHEAD LINE PRIMA

PURPOSE OF RIGHT OF WAY TO PROVIDE SERVICE TO 752 HURD RD NEW HOME.

SIGNED Robert K. Blackish
O.D.H. O OFFICE ENGINEERING PLANNING DEPARTMENT

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT.

OH right of way secured as per attached sketch. Contact made by Annie P. Grimmett, Representative, Real Estate, Rights of Way, Oakland Division.

RECORDED RIGHT OF WAY NO. 41861-4

PERMITS IN RECORD CENTER 4 R.E. & R/W DEPT. FILE 4 GRANTOR Middleton

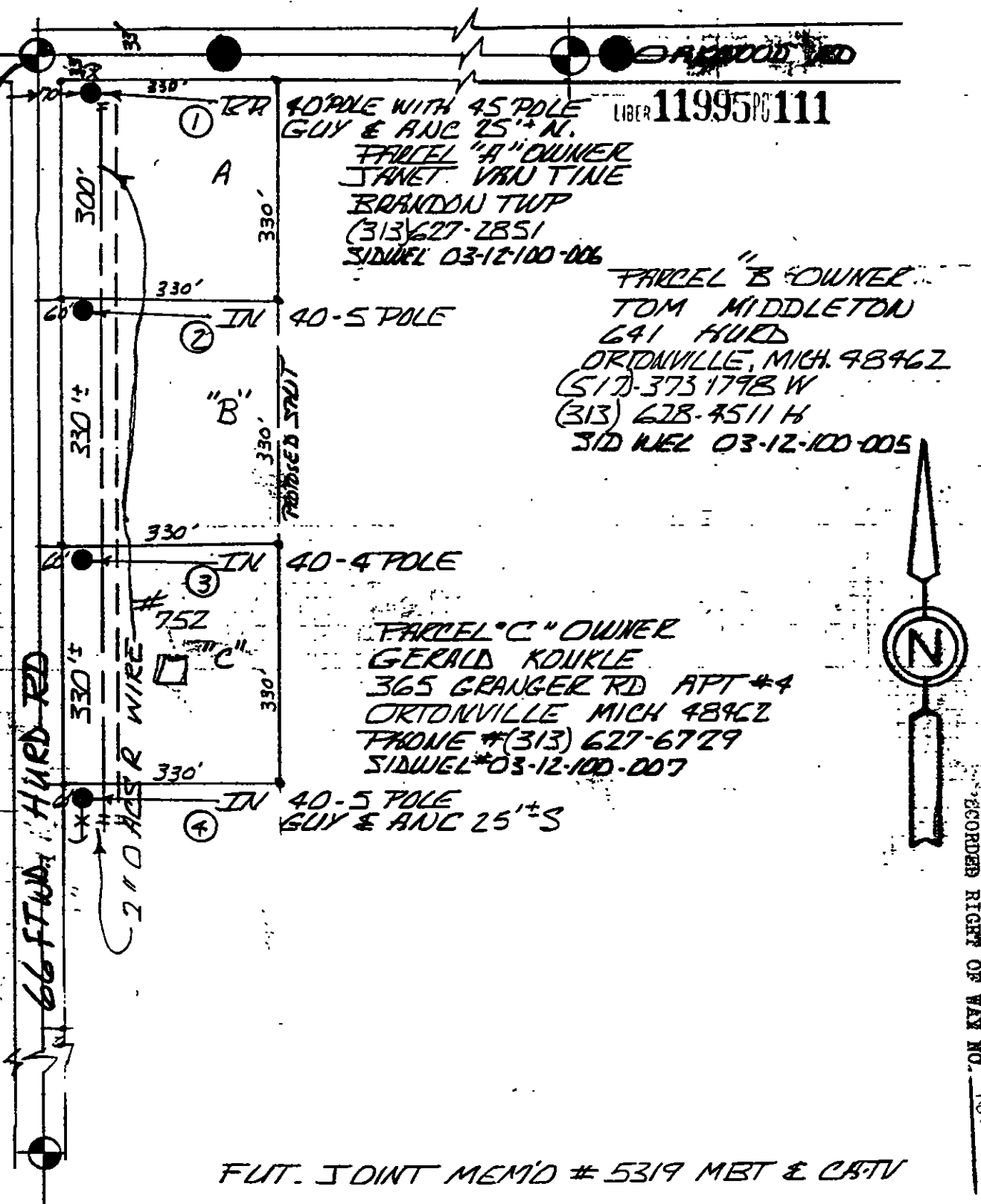
NO. OF PERMITS 4 NO. OF STRUCTURES _____ NO. OF MILES _____ PERMITS TO MBT 4-MBT
4-Contord

DATE 07/15/91 SIGNED James D McDonald
James McDonald, Sr. Representative

(Handwritten initials)

NW COR
SEC 12
TSN. R9E

LIBER 11995 PG 111



① 40 POLE WITH 45 POLE
GUY & ANC 25' N.
PARCEL "A" OWNER
JANET VAN TINE
BRANDON TWP
(313) 627-2851
SIDWEL 03-12-100-006

PARCEL "B" OWNER
TOM MIDDLETON
641 HURD
ORTONVILLE, MICH. 48462
(517) 375 1798 W
(313) 628-4511 H
SID WEL 03-12-100-005

PARCEL "C" OWNER
GERALD KOUKLE
365 GRANGER RD APT #4
ORTONVILLE MICH 48462
PHONE # (313) 627-6729
SIDWEL # 03-12-100-007

④ 40-5 POLE
GUY & ANC 25' S

FUT. JOINT MEMO # 5319 MBT & CATV

RECORDED RIGHT OF WAY NO. 11861

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT					
LEGEND FOREIGN POLE EXIST D.E. CO. POLE PROPOSED POLE EXIST ANCHOR PROPOSED ANCHOR TREE --- 120/240 VOLT LINE --- 4800 VOLT LINE --- 13,200 VOLT LINE --- 40,000 VOLT LINE	CITY OR TOWNSHIP	COUNTY	QTR. & TWP. SECT. NO.	DEPT. ORDER NO.	
	BRANDON TWP	DAKLAND	SEC 12	A-52674	
	MAP SECT.	TOWN	RANGE	JOINT R/W REQUIRED	R/W NO.
	7-256-496	T-S.N. 1	R-9-E.	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	01267
	PROJECT NAME	TEL ENGR & DIST.		PROJ. OR PART NO.	
HURD RD PARCEL					
CIRCUIT	D.C. 8074 OXFORD 13.2 KV			O.F.W. S.O. OR P.E. NO.	
REASON	PROVIDE SERVICE TO NEW HOMES			BUDGET ITEM NO.	
PLANNER	ROBERT K. BLACKSHER			1MH0A-MAH	
	SCALE	1"=200'		DATE	
				5-6-91	